



Attorney Docket No.: 048289-5002

AF  
3600  
10/15/03

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John M. **MARYNOWSKI**, *et al.*

Application No.: 09/417,774

Filed: October 14, 1999

For: **AUTOMATED TRADING SYSTEM IN  
A ELECTRONIC TRADING SYSTEM**

Confirmation No.: 7919

Group Art Unit: 3624

Examiner: Daniel S. Felten

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
**Customer Window, Mail Stop AF**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

**RECEIVED**  
OCT 10 2003  
**GROUP 3600**

Sir:

**NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated August 13, 2003, rejecting claims 27-46.

1. Extension of Time

- ☐ The Commissioner is authorized to charge a three-month extension of time fee of **\$0.00** to Deposit Account No. 50-0310.

2. Notice of Appeal Fee - 37 C.F.R. § 1.17(b)

- ☐ The fee in the amount of \$330.00 to cover the appeal fee is enclosed.
- ☒ The Commissioner is authorized to charge the appeal fee of **\$165.00** (*small entity*) to Deposit Account No. 50-0310.

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3. Fee Payment

- ☒ The Commissioner is hereby authorized to charge Deposit Account No. 50-0310 in the amount of **\$165.00** (*small entity*), representing the Notice of Appeal fee.

4. Constructive Petition

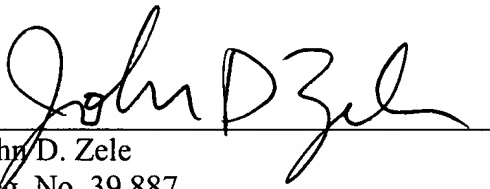
- ☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: **October 7, 2003**

By:

  
John D. Zele  
Reg. No. 39,887

**Customer No. 009629**

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